

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA

Plaintiff,

Case No. 3:10-CR-113

-vs-

District Judge Thomas M. Rose

MARC GREENBERG

Defendant

**ENTRY AND ORDER DENYING DEFENDANT'S MOTION FOR CLARIFICATION
(DOC. 22) AND REQUEST FOR EXPEDITED CONSIDERATION (DOC. 23)**

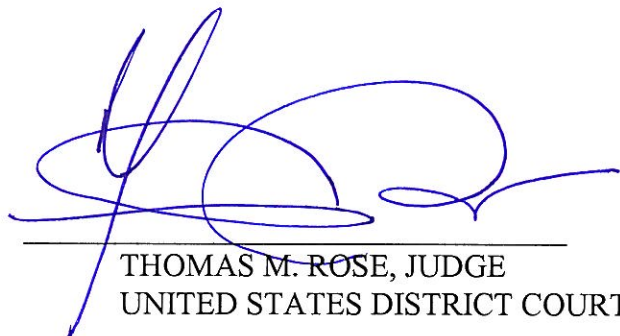
This matter comes before the Court pursuant to the Defendant's Motion for Clarification of Conditions of Supervised Release (Doc. 22) and Defendant's Request for Expedited Consideration of Defendant's Motion for Clarification of Conditions of Supervised Release (Doc. 23). The Government filed a Response to said Motions (Doc. 24).

As pointed out by the Government in their response, the Sixth Circuit has recognized that, in the context of direct appeals, challenges to the conditions of supervised release are not ripe for review until after the defendant is released from custody.

Although the Court would deny both the Request for Expedited Consideration (Doc 23) and the Motion for Clarification (Doc. 22), it denies the Motion for Clarification without prejudice to refile upon Defendant's release from incarceration. Upon said refile, if made, Defendant should include whatever evidence may be available that his proposed placement /residence is not a violation of state law.

Defendant's Motions (Doc. 22 and doc. 23) are DENIED as premature.

IT IS SO ORDERED.



THOMAS M. ROSE, JUDGE
UNITED STATES DISTRICT COURT